

**U.S. Department of the Interior  
Bureau of Land Management  
Royal Gorge Field Office  
3028 E. Main Street  
Canon City, CO 81212**

## **CATEGORICAL EXCLUSION**

NUMBER: DOI-BLM-CO-F020-2016-0058 CX

CASEFILE/PROJECT NUMBER (optional): COC-77235

PROJECT NAME: Existing Access Road to Lily White Lode MS18174

PLANNING UNIT: #802 Gilpin

LEGAL DESCRIPTION: Sixth Principal Meridian, Colorado  
T. 3 S., R. 73 W.,  
Sec. 2, Lot 41.

APPLICANT: Robert and Karen Torrance

### DESCRIPTION OF PROPOSED ACTION

On May 17, 2016, Robert and Karen Torrance made application to use an existing road, as is, that accesses their unimproved private property, the Lily White Lode MS18174, in Gilpin County. The application states that there will be no upgrades to the road nor do they intend to plow snow or clear vegetation. The sole purpose of obtaining the right-of-way is to obtain legal access for purposes of marketing their property.

The right-of-way, if granted, will be issued pursuant to Title V of the Federal Land Policy and Management Act of 1976 for a 30-year term. The grant will be subject to the standard terms and conditions for rights-of-way and will be contingent upon proof of a Highway Access Permit issued by CDOT. The total length across public lands is 200 feet with a width of 10 feet for 0.05 acres.

### PLAN CONFORMANCE REVIEW:

Name of Plan: Northeast Resource Management Plan

Date Approved: September, 1986

Decision Number: Page 18

Decision Language: Use applications (Issue 25): All BLM administered surface estate is in the "General" (25A) category. Applications for various authorized uses will be processed on an individual basis.

**CATEGORICAL EXCLUSION REVIEW:** This proposed action is listed as a Categorical Exclusion in DOI Departmental Manual Part 516 Chapter 11 E(17). None of the following exceptions in 516 DM 2, Appendix 2, apply.

Exclusion Criteria	YES	NO
1. Have significant impacts on public health or safety.		X
2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands; wilderness areas; lands with wilderness characteristics; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands; floodplains; national monuments; migratory birds; and other ecologically significant or critical areas.		X
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources.		X
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		X
5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects.		X
6. Have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects.		X
7. Have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by either the bureau or office.		X
8. Have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.		X
9. Violate a Federal law, or a State, local or tribal law or requirement imposed for the protection of the environment.		X
10. Have a disproportionately high and adverse effect on low income or minority populations.		X
11. Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites.		X
12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species.		X

<b>INTERDISCIPLINARY TEAM REVIEW</b>			
<b>NAME</b>	<b>TITLE</b>	<b>AREA OF RESPONSIBILITY</b>	<b>Initials/date</b>
Matt Rustand	Wildlife Biologist	Terrestrial Wildlife, T&E, Migratory Birds	MR, 7/18/2016
Jeff Williams	Range Management Spec.	Range, Vegetation, Farmland	-----
Chris Cloninger	Range Management Spec.	Range, Vegetation, Farmland	-----
John Lamman	Range Management Spec.	Range, Vegetation, Farmland, Weeds	JL, 07/27/2016
Dave Gilbert	Fisheries Biologist	Aquatic Wildlife, Riparian/Wetlands	DG, 7/18/16
Stephanie Carter	Geologist	Minerals, Paleontology, Waste Hazardous or Solid	SSC, 7/27/16
Melissa Smeins	Geologist	Minerals, Paleontology	-----
John Smeins	Hydrologist	Hydrology, Water Quality/Rights, Soils	JS, 7/18/16
Ty Webb	Prescribed Fire Specialist	Air Quality	
Sean Hines	Cadastral Surveyor	Cadastral Survey	SJH, 08/01/2016
Linda Skinner	Outdoor Recreation Planner	Recreation, Wilderness, LWCs, Visual, ACEC, W&S Rivers,	LS, 7/19/16
John Nahomenuk	River Manager	Recreation, Wilderness, LWCs, Visual, ACEC, W&S Rivers	-----
Jeremiah Moore	Forester	Forestry	JM 7/18/2016
Monica Weimer	Archaeologist	Cultural, Native American	MMW, 8/31/16
Michael Troyer	Archaeologist	Cultural, Native American	-----
Greg Valladares	Realty Specialist	Realty	-----
Debbie Bellew	Realty Specialist	Realty	DB, 7/20/2016
Steve Cunningham	Law Enforcement Ranger	Law Enforcement	SC, 7/27/16
Ty Webb	Fire Management Officer	Fire	TW, 7/27/2016

#### REMARKS:

**Cultural Resources:** Although cultural resources were found near the area of potential effect (Site 5GL2240, see report CR-RG-17-018 P), no sites determined to be eligible for the National Register of Historic Places (NRHP) were found. Therefore, the proposed project will have no effect on any historic properties (those eligible for the NRHP).

**Native American Religious Concerns:** No possible traditional cultural properties were located during the cultural resources inventory (see above). There is no other known evidence that suggests the project area holds special significance for Native Americans.

**Threatened and Endangered Species:** The ROW exists is a fairly well developed area. No surface disturbing actions are to occur. Therefore, the Proposed Action will not result in impacts to TES species.

**Wastes, Solid or Hazardous:** It is assumed that conditions associated with the proposed action, both surface and subsurface, are currently clean and that there is no known contamination. The project proponent will be responsible for adhering to all applicable local, State and Federal

regulations in the event of a spill, which includes following the proper notification procedures in BLM's Spill Contingency Plan. If concrete is proposed as part of the project, all concrete washout water needs to be contained and properly disposed of at a permitted offsite disposal facility.

Minerals: Federal minerals in the subject area are subject to location, lease and sale under Federal Law. As of July 2016, there are no active mining claims in the subject area.

COMPLIANCE PLAN (optional):

NAME OF PREPARER: Debbie Bellew

SUPERVISORY REVIEW: Charlene Lucero, 8/31/16

NAME OF ENVIRONMENTAL COORDINATOR: /s/ Martin Weimer

DATE: 8/31/16

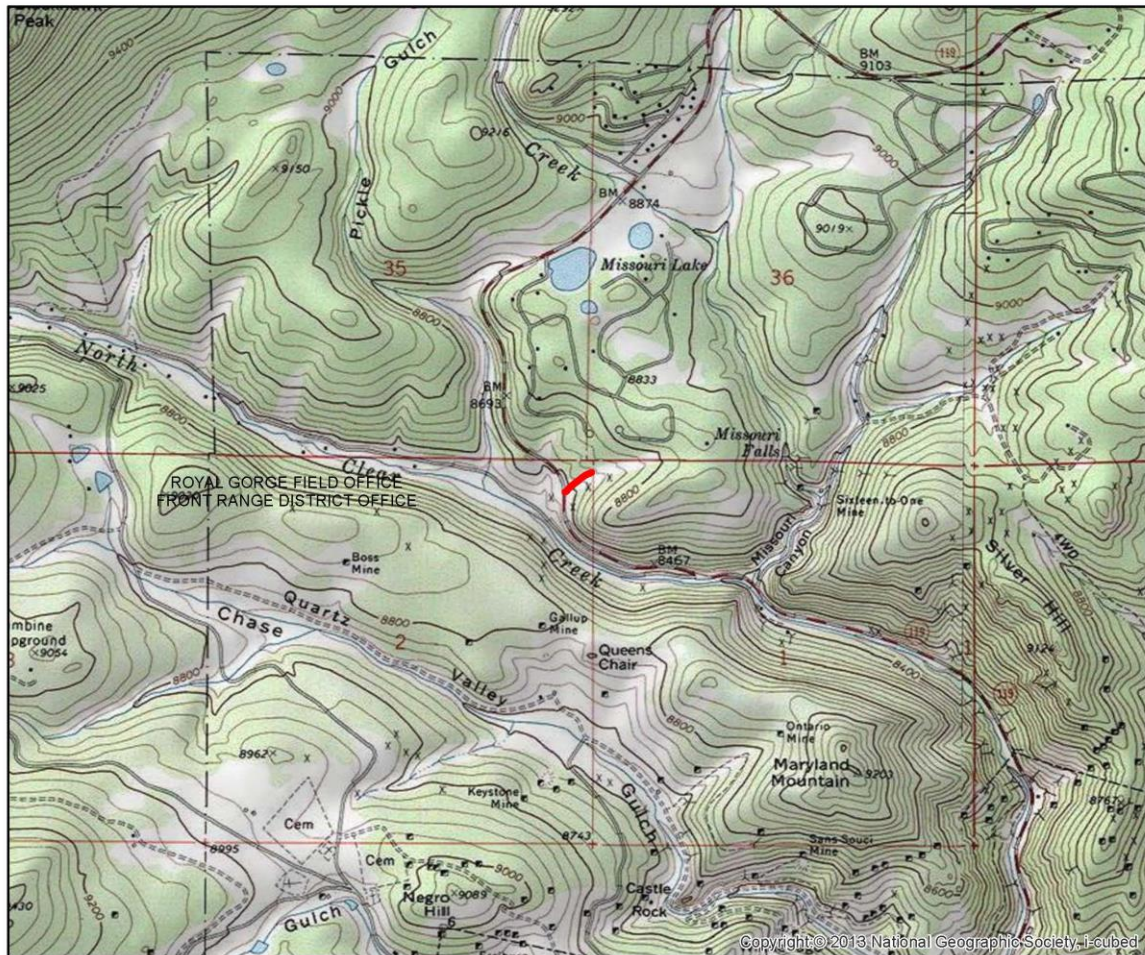
DECISION AND RATIONALE: I have reviewed this Categorical Exclusion and have decided to implement the Proposed Action.

This action is listed in the Department Manual as an action that may be categorically excluded. I have evaluated the action relative to the 12 criteria listed above and have determined that it does not represent an exception and is, therefore, categorically excluded from further environmental analysis.

SIGNATURE OF AUTHORIZED OFFICIAL: /s/ Keith E. Berger  
Keith E. Berger, Field Manager

DATE SIGNED: 8/31/16

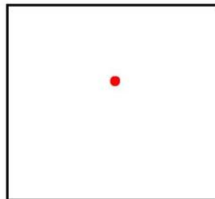
COC-77235



6th PM  
T. 3 S., R. 73 W.  
section 2, lot 41  
1:24000

0 0.25 0.5 1 Miles

— Torrance\_Access



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Original data was compiled from various sources.  
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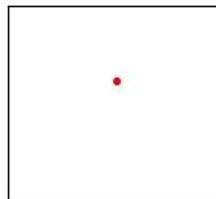
6th PM  
T. 3 S., R. 73 W.  
section 2, lot 41  
1:4000

0 0.0425 0.085 0.17 Miles

### Legend

- Access Road
- X Torrance\_Property
- BLM\_Property

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